

## 2005 SENATE BILL 524

1     **AN ACT** *to create* 15.155 (6) and 101.596 of the statutes; **relating to:** creating  
2     a building inspector review board.

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*Analysis by the Legislative Reference Bureau*

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3     **SECTION 1.** 15.155 (6) of the statutes is created to read:  
4     15.155 **(6)** BUILDING INSPECTOR REVIEW BOARD. (a) There is created a building  
5     inspector review board which is attached to the department of commerce under s.  
6     15.03 that consists of the following members:  
7     1. The senate majority leader or his or her designee.  
8     2. The speaker of the assembly or his or her designee.  
9     3. The secretary of commerce or his or her designee.

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1           4. A member representing building contractors and building developers who  
2 is actively engaged in the on-site construction of public buildings, places of  
3 employment, or one-family and two-family dwellings.

4           5. A building inspector certified by the department of commerce, to inspect  
5 public buildings, places of employment, or one-family and two-family dwellings.

6           (b) The members appointed under par. (a) 4. and 5. shall serve for 5-year terms.

7           **SECTION 2.** 101.596 of the statutes is created to read:

8           **101.596 Building inspector review board. (1) DEFINITIONS.** In this section:

9           (a) “Board” means the building inspector review board.

10          (b) “ Building inspector” means any of the following:

11           1. A person who is certified under rules promulgated by the department to  
12 make inspections of public buildings and places of employment.

13           2. A person who is certified under rules promulgated by the department to  
14 make inspections under subch. II.

15           (c) “Permittee” means a person who is issued a building permit for a public  
16 building or a place of employment or a person who is issued a building permit under  
17 subch. II.

18           **(2) RESPONSIBILITIES.** (a) The review board shall review complaints received  
19 from permittees concerning possible incompetent, negligent, or unethical conduct by  
20 building inspectors.

21           (b) After reviewing a complaint received under par. (a), the review board may  
22 revoke the certification of a building inspector if the board determines that the  
23 building inspector has engaged in incompetent, negligent, or unethical conduct.

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1 (c) The review board may modify or reverse decisions made by building  
2 inspectors if the board finds that the decision by the building inspector was made in  
3 error.

4 **(3) PROCEDURES; CONFIDENTIALITY.** (a) If a permittee makes a complaint to the  
5 review board concerning a building inspector, the permittee may do one of the  
6 following:

7 1. Request that the complaint remain anonymous, subject to par. (b).

8 2. Allow the complaint to be presented to the building inspector and not remain  
9 anonymous.

10 (b) If the permittee chooses to request that the permittee's complaint remain  
11 anonymous, the board may not review the complaint or modify or revoke the permit  
12 unless the board receives 2 additional anonymous complaints regarding the  
13 inspector. If 2 or more additional complaints are made, the review board shall  
14 proceed with its review, and none of the complaints may continue to be anonymous.

15 (c) If the permittee allows his complaint to be presented to the inspector  
16 without requesting anonymity, the review board shall proceed with the review.

17 **SECTION 3. Nonstatutory provisions.**

18 (1) Notwithstanding the length of terms specified for the members of the  
19 building inspector review board under section 15.155 (6) (b) of the statutes, as  
20 created by this act, the term of the member specified under section 15.155 (6) (a) 4.  
21 of the statutes, as created by this act, shall be for a term expiring on May 1, 2008,  
22 and the term for the member specified under section 15.155 (6) (a) 5. of the statutes,  
23 as created by this act, shall be for a term expiring on May 1, 2010.

24 **(END)**